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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/550,717	07/20/2006	Altay Kismir	12400-043	6002
757 7590 08/06/2008 BRINKS HOFER GILSON & LIONE P.O. BOX 10395 CHICAGO, IL 60610				
EXAMINER				
FREEDMAN, LAURA				
ART UNIT		PAPER NUMBER		
3616				
MAIL DATE		DELIVERY MODE		
08/06/2008		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

### Office Action Summary

**Application No.**

10/550,717

**Applicant(s)**

KISMIR, ALTAY

**Examiner**

LAURA FREEDMAN

**Art Unit**

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**Period for Reply** -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 23 September 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-7 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-7 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 23 September 2005 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☒ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-8508)
- Paper No(s)/Mail Date 1/12/06
- 4) ☐ Interview Summary (PTO-413)
- Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Inventor's Patent Application
- 6) ☐ Other: \_\_\_\_\_

### **DETAILED ACTION**

1. The preliminary amendment submitted 23 September 2005, in which claims 1 and 3-5 were amended, and claims 6 and 7 were added, has been entered.

### ***Claim Objections***

2. Claims 1 and 4 objected to because of the following informalities:

"centre" should be changed to --center-- (claim 1, line 5)

"second set" should be changed to --second group-- (claim 4, lines 4-5)

"first set" should be changed to --first group-- (claim 4, line 6).

Appropriate correction is required.

### ***Claim Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims 1-7 are rejected under 35 U.S.C. 102(b) as being anticipated by Takahara (US 20020140211). Takahara discloses an airbag (for example, including inflatable curtain #11) comprising:

- Inflatable region (for example, including #11b, 11c, 11d)
- Upper edge (for example, edge along top of airbag that includes mounting tabs)
- Mounting tabs (for example, including #11g)

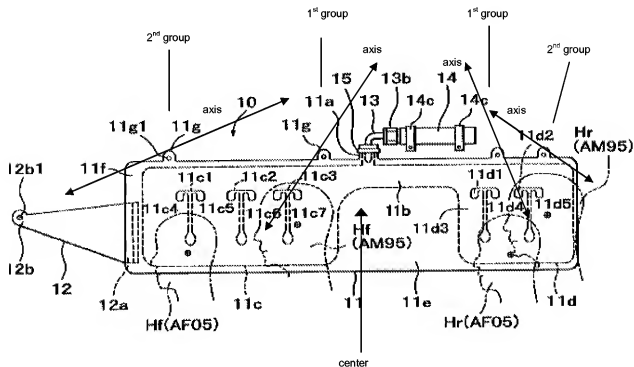
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- Axes (see marked-up version of figure 2 below) inclined inwardly toward a region above the center of the airbag (though drawings are not necessarily drawn to scale, incline angle is between  $30^{\circ}$  and  $80^{\circ}$ )
- First group of tabs (for example, including one tab #11g on either side of gas inlet #11a) positioned near the center (see marked up version of figure 2 below)
- Second group of tabs (for example, including remaining two tabs #11g located further from gas inlet #11a) positioned outwardly from the center and the first group of tabs and inclined with a more acute angle than the first group of tabs (see marked-up version of figure 2 below)
- Mounting tabs formed of a woven fabric (for example, including same woven fabric of airbag) having orthogonal warp and weft yarns (extending in longitudinal and vertical directions; including paragraph 0020), the axes making an acute angle with the orthogonal matrix of the warp and weft yarns (for example, since the axes make an acute angle with the longitudinal and vertical directions, then the axes would also make an acute angle with the orthogonal matrix of the warp and weft yarns)
- Axis of each tab defined by a side edge of the tab (see marked up version of figure 2 below)
- Tabs formed from a single layer of material forming the air bag (for example, tabs formed of same material as airbag)

Examiner notes that while examples of axes of the mounting tabs have been designated in the marked up version of figure 2 below, various other axes could be pointed out

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along side edged of the tabs and would also read on the claims above in a similar manner.



### Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The cited prior art discloses alone, or in combination, an airbag

comprising an inflatable region, upper edge, mounting tabs, and axes inclined inwardly toward a region above the center of the airbag.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to LAURA FREEDMAN whose telephone number is 571-272-2442. The examiner can normally be reached on Monday-Friday, 8:30am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lesley Morris can be reached on 571-272-6651. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only.

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For more information about the PAIR system, see <http://pair-direct.uspto.gov>.

Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Laura Freedman  
Patent Examiner  
Art Unit 3616

/Kevin Hurley/  
Acting SPE of Art Unit 3616